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Attorney for Plaintiff

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

Eloisa Alaniz Navarro,)	Case No. 1:21-cv-00486-EPG
)	
Plaintiff,)	STIPULATION AND ORDER FOR
)	EXTENSION OF TIME
vs.)	
)	(ECF No. 13)
Kilolo Kijakazi, Acting)	
Commissioner of Social Security,)	
)	
Defendant.)	
)	
)	
)	

IT IS HEREBY STIPULATED, by and between the parties through their respective counsel of record, with the Court's approval, that Plaintiff shall have a 60-day extension of time, from December 28, 2021 to February 28, 2022, for Plaintiff to serve on defendant with PLAINTIFF'S OPENING BRIEF. Defendant will file Opposition brief on March 30, 2022, and Plaintiff's Reply will be filed April 14, 2022.

This is Plaintiff's first request for an extension of time. Good cause exists for this extension. Counsel has recently received a greater number of Answers and Certified Administrative Records from defendant in cases in this district, and the three other California Districts, each of which require settlement negotiations or merit briefing. Counsel has a greater

1 than usual number of merit briefs due in December 2021. In the Eastern District of California
2 alone, Counsel received 47 Certified Administrative Records in November 2021.

3 As to merit briefs, for the week of December 27, 2021, Counsel has four merit briefs and
4 EAJA Motions. Also, Counsel has preplanned vacation days for the Christmas holidays.

5 Due to Counsel's attempt to spread out the significant increase of briefs due for prior
6 months, in the month of January 2022, Plaintiff's Counsel has 25 merit briefs.

7 In addition, Counsel is responsible for reviewing AC denials for possible filing in US
8 District Court. Counsel has received an unusual and ever-increasing number of AC denials
9 which require a review for possible filing in US District Court.

10 Due to the increase in certified administrative records being filed by defendant, Counsel
11 for Plaintiff has a larger than usual number of briefs due for the month of December 2021 and
12 January 2022.

13 Counsel for the Plaintiff does not intend to further delay this matter. Defendant does not
14 oppose the requested extension. Counsel apologizes to the Defendant and Court for any
15 inconvenience this may cause
16

17 Respectfully submitted,

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19 Dated: December 11, 2021 PENA & BROMBERG, ATTORNEYS AT LAW

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21 By: /s/ Jonathan Omar Pena
22 JONATHAN OMAR PENA
23 Attorneys for Plaintiff
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28

1 Dated: December 11, 2021 PHILLIP A. TALBERT

2 Acting United States Attorney

3 PETER K. THOMPSON

4 Regional Chief Counsel, Region IX

5 Social Security Administration

6 By: */s/ Tina Naicker

7 TINA NAICKER

8 Special Assistant United States Attorney

9 Attorneys for Defendant

10 (*As authorized by email on December 10, 2021)

ORDER

Pursuant to the parties' stipulation (ECF No. 13), IT IS HEREBY ORDERED that Plaintiff shall file an opening brief no later than February 28, 2022. The Commissioner's responsive brief shall be filed by March 30, 2022, and Plaintiff's reply shall be filed by April 14, 2022.

IT IS SO ORDERED.

Dated: **December 13, 2021**

/s/ Eric P. Groj
UNITED STATES MAGISTRATE JUDGE